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JC962 U.S. PTO

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Attorney Docket P1105R1D1C1  
PATENT

EM 168 883 284: Express Mail Number

August 27, 2001: Date of Deposit

JC973 U.S. PTO  
09/940166  
08/27/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX PATENT APPLICATION  
Assistant Commissioner of Patents  
Washington, D.C. 20231

NON-PROVISIONAL APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Transmitted herewith for filing is a non-provisional patent application:

Inventor(s) (or Application "Identifier"):

Gregory S. Blank  
Daljit S. Narindray  
Gerardo A. Zapata

Title: **PROTEIN RECOVERY**

1. **Type of Application**

- ☐ This application is for an original, non-provisional application.
- ☐ This is a non-provisional application claiming priority to provisional application no. \_\_, filed \_\_, the entire disclosure of which is hereby incorporated by reference.
- ☒ This is a ☐ continuation-in-part ☒ continuation ☐ divisional application claiming priority under 35 USC § 120 to co-pending application Serial Number 09/460,587, filed December 14, 1999, which is a divisional of application Serial Number 09/097,309, filed June 12, 1998, now U.S. Patent No. 6,121,428, which claims the benefit under 35 USC § 119(e) to provisional application number 60/050,951 filed June 13, 1997, the disclosures of which are hereby incorporated by reference.

2. **Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Non-provisional )**

- 34 pages of specification
- 2 pages of claims
- 1 page(s) of abstract
- 8 sheet(s) of drawings
- ☒ formal ☐ informal

08/30/2001 RADCF01 00000000 070630 09940166  
File Ref: 00000013 DOB: 070630 09940166  
FC0101 710.00 CH

**3. Declaration or Oath**

(for new and CIP applications; also for Cont./Div. where inventor(s) are being added)

\_\_\_ An executed declaration of the inventor(s) [] is enclosed [] will follow.

(for Cont./Div. where inventorship is the same or inventor(s) being deleted)

x A copy of the executed declaration/oath filed in the prior application is enclosed (37 CFR 1.63(d)).

(for Cont./Div. where inventor(s) being deleted)

\_\_\_ A signed statement is attached deleting inventor(s) named in the prior application (see 37 CFR 1.63(d)(2) and 1.33(b)).

**4. Assignment**

(for new and CIP applications)

\_\_\_ An Assignment of the invention to GENENTECH, INC. [] is enclosed with attached Recordation Form Cover Sheet [] will follow.

(for cont./div.)

x The prior application is assigned of record to Genentech, Inc.

**5. Amendments (for continuation and divisional applications)**

x Cancel in this application original claims 1-12, 14-19 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

x A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

**Relate Back -- 35 U.S.C. 120 or 35 U.S.C. 119**

\_\_\_ Amend the specification by inserting before the first line the sentence:

--This is a

\_\_\_ non-provisional application

\_\_\_ continuation

\_\_\_ divisional

\_\_\_ continuation-in-part

of co-pending application(s)

\_\_\_ Serial No. \_\_\_\_\_ filed on \_\_\_\_\_, which application(s) is(are) incorporated herein by reference and to which application(s) priority is claimed under 35 USC §120. --

\_\_\_ International Application \_ filed on \_ which designated the U.S., which application(s) is(are)

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incorporated herein by reference and to which application(s) priority is claimed under 35 USC §120.--

\_\_\_\_\_ provisional application No. \_ filed \_, the entire disclosure of which is hereby incorporated by reference and to which application(s) priority is claimed under 35 USC §119.--

**6. Fee Calculation (37 CFR 1.16)**

The fee has been calculated as follows:

CLAIMS FOR FEE CALCULATION					
Number Filed		Number Extra		Rate	Basic Fee 37 CFR 1.16(a)
					\$710.00
Total Claims	1	- 20 =	0	X \$18.00	\$0.00
Independent Claims	1	- 3 =	0	X \$80.00	\$0.00
_____ Multiple dependent claim(s), if any				+ \$270.00	\$0.00
Filing Fee Calculation					\$710.00

**7. Method of Payment of Fees**

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$710.00. **A duplicate copy of this transmittal is enclosed.**

**8. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

**9. Additional Papers Enclosed**

- ☐ Information Disclosure Statement (37 CFR §1.98) w/ PTO-1449 and citations  
☒ Submission of "Sequence Listing" and Letter and Request to Use Computer Readable Sequence.  
☐ A new Power of Attorney or authorization of agent.  
☐ Other:

**10. Maintenance of Copendency of Prior Application (for continuation and divisional applications)**

*[This item **must** be completed and the necessary papers filed in the prior application if the period set in the prior application has run]*

- \_\_\_\_\_ A petition, fee and/or response has been filed to extend the term in the pending prior application until  
 \_\_\_\_\_ A copy of the petition for extension of time in the **prior** application is attached.

FILED: 07-0630

